

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X  
SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.  
-----X

12-mc-00115 (JSR)

In re:

MADOFF SECURITIES  
-----X

(Relates to consolidated proceedings on  
Standing and SLUSA issues)

**CORRECTED NOTICE OF MOTION TO DISMISS**

PLEASE TAKE NOTICE that, pursuant to the Court's May 15, 2012 Order, and upon the Consolidated Brief on Behalf of the Standing and SLUSA Withdrawal Defendants Regarding Issues Raised by Order of the Court Entered on May 15, 2002, filed on August 3, 2012 (ECF No. 271), the Declaration of Andrew D. W. Cattell in Support of the Consolidated Brief on Behalf of the Standing and SLUSA Withdrawal Defendants Regarding Issues Raised by Order of the Court Entered on May 15, 2002, filed on August 3, 2012 (ECF No. 272) and the exhibits appended thereto, and all prior pleadings and proceedings herein, the defendants listed on Exhibit A hereto will move before the Honorable Jed S. Rakoff, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, on October 15,

2012 at 4:00 p.m. for an order dismissing the common law claims asserted against them pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6).

PLEASE TAKE FURTHER NOTICE that, also pursuant to the Court's May 15, 2012 Order, answering papers, if any, must be filed on or before September 14, 2012 and served upon the counsel listed below.

PLEASE TAKE FURTHER NOTICE that, also pursuant to the Court's May 15, 2012 Order, notwithstanding Federal Rule of Civil Procedure 12(g)(2) or Federal Rule of Bankruptcy Procedure 7012, this motion is without prejudice to any other defense or right of any nature available to movants (including, without limitation, all defenses based on lack of personal jurisdiction or insufficient service of process) and shall not be deemed or construed to prevent movants from moving under Federal Rule of Civil Procedure 12 or Federal Rule of Bankruptcy Procedure 7012 subsequent to this motion.

Dated: August 24, 2012  
New York, New York

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**EXHIBIT A**

<b>Case Name</b>	<b>Withdrawal Motion Docket Number</b>	<b>Adversary Proceeding Docket Number</b>	<b>Moving Defendants</b>
<i>Picard v. Federico Ceretti, et al.</i>	11-cv-07134	09-1161	Federico Ceretti, Carlo Grosso, FIM Limited, FIM Advisers LLP, and Kingate Management Limited
<i>Picard v. Federico Ceretti, et al.</i>	11-cv-07256	09-1161	Citi Hedge Fund Services, Ltd.
<i>Picard v. Oreades Sicav, et al.</i>	11-cv-07763	10-5120	BNP Paribas Investment Partners Luxembourg S.A., BGL BNP Paribas S.A. and BNP Paribas Securities Services S.A.
<i>Picard v. Equity Trading Portfolio Ltd., et al.</i>	11-cv-07810	10-4457	BNP Paribas Arbitrage, SNC
<i>Picard v. Square One Fund Ltd., et al.</i>	12-cv-02490	10-4330	Partners Advisers S.A., Luc D. Estenne, Square Asset Management Ltd., Kathryn R. Siggins, Circle Partners and Square One Fund Ltd.
<i>Picard v. Fairfield Sentry Limited, et al.</i>	12-cv-02619	09-1239	Chester Global Strategy Fund Limited, Chester Global Strategy Fund, LP, Irongate Global Strategy Fund Limited, Fairfield Greenwich Fund (Luxembourg), Fairfield Investment Fund Limited, Fairfield Investors (Euro) Ltd., and Stable Fund LP

<i>Picard v. Fairfield Sentry Limited, et al.</i>	12-cv-02638	09-1239	Fairfield Greenwich Limited, Fairfield Greenwich (Bermuda) Limited, Fairfield Greenwich Advisors LLC, Fairfield Heathcliff Capital LLC, Fairfield International Managers, Inc., Fairfield Greenwich (UK) Limited, Chester Management Cayman Limited, Mark McKeefry, Daniel Lipton, Gordon McKenzie, Richard Landsberger, Philip Toub, Charles Murphy, Andrew Smith, Harold Greisman, Lourdes Barreneche, Santiago Reyes, Jacqueline Harary, Corina Noel Piedrahita, Amit Vijayvergiya, Cornelis Boele, Walter Noel, Gregory Bowes, Jeffrey Tucker, Robert Blum, and Andres Piedrahita
<i>Picard v. Kohn, et al.</i>	12-cv-02661	10-5411	Redcrest Investments, Inc., Line Group Ltd., Line Management Services Ltd., and Line Holdings Ltd.
<i>Picard v. Peter B. Madoff, et al.</i>	12-cv-02752	09-1503	Deborah Madoff
<i>Picard v. Peter B. Madoff, et al.</i>	12-cv-02883	09-1503	Stephanie Mack
<i>Picard v. Defender Limited, et al.</i>	12-cv-02800	10-5229	Defender Limited, Reliance Management (BVI) Limited, Reliance Management (Gibraltar) Limited, and Tim Brockmann
<i>Picard v. UBS AG, et al.</i>	12-cv-02802	10-5311	Reliance Management (BVI) Limited and Reliance Management (Gibraltar) Limited
<i>Picard v. Defender Limited, et al.</i>	12-cv-02871	10-5229	Reliance International Research LLC and Justin Lowe
<i>Picard v. Leon Flax, et al.</i>	12-cv-02928	10-5267	Leon Flax
<i>Picard v. UBS AG, et al.</i>	12-cv-02483	10-5311	M&B Capital Advisers Sociedad De Valores, S.A. and M&B Capital Advisers Gestion SGIIC, S.A.